IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.997 OF 2006
IN
CRIMINAL APPEAL NO.802 OF 2006

Mohd.Adil Mohd.Shabbir Shaikh ...Applicant

Vs.

The State of Maharashtra ...Respondent

Shri Sarfaraz H.Khalif i/by Shri A.H.Solkar for the Applicant.

Shri A.S.Shitole, A.P.P. for the Respondent.

CORAM : A. S. OKA, J.
DATE : SEPTEMBER 28, 2006.

P.C.:

1. Heard the Advocate for the Applicant and the learned A.P.P for the State. The conviction of the Applicant who is the original accused No.2 is for an offence under section 333 of the Indian Penal Code. The substantive sentence is of three years rigorous imprisonment. Throughout the trial the Applicant was on bail. After passing order of conviction the learned Trial Judge suspended the sentence till 31st August, 2006 and the said order was extended by this court on 15th September, 2006. No case is made out of misuse of liberty granted to the Applicant during the pendency of the trial. No criminal antecedents are brought on record. Considering the facts and circumstances of the

case, the Applicant is entitled to be enlarged on bail.

2. Accordingly, Application is disposed of by passing following order:

(i) The Applicant shall be enlarged on bail on the same bail on which he was enlarged during the pendencey of the trial subject to filing fresh bail bonds.

(ii) The bail is granted subject to condition that the Applicant will report to Nagpada Police Station on every first Saturday of every calendar month till the disposal of the Appeal.

JUDGE